

The Pocahontas Times.

VOL. XXXV NO. 22

MARLINTON, POCAHONTAS COUNTY WEST VIRGINIA, JANUARY 25, 1917

\$1.00 A YEAR

THE VIRGINIA SUIT

WHY NOT RAISE THE QUESTION OF JURISDICTION AGAIN?

The Federal Constitution provides that the Supreme Court of the United States shall have jurisdiction of controversies between two or more states. Nothing could be plainer than that. Art. 3, Sec. 2.

The act of 1789, sec. 687 of the Revised Statutes conferring original jurisdiction on that court says nothing about controversies between two or more states, though the language follows the constitution closely as to other instances. It is not a violent assumption to say that perhaps Congress balked at the idea of allowing one state to sue another on sober second thought.

The Constitution of Virginia defines the jurisdiction of the supreme court of that state as to appellate and original jurisdiction, and that court in the case of Price, Auditor, vs Smith, 93 Va. 14 holds that the Constitution does not confer jurisdiction on the court, and that whatever jurisdiction it exercises must be by virtue of statutory authority given in pursuance of the constitution.

The point is then that until Congress passes an act saying that the Supreme Court of the United States shall have judicial power to extend to controversies between states, and to provide for a way to enforce the judgment, that the provision of the Federal Constitution as to controversies between states remains in abeyance.

If Congress had created the Supreme Court without defining its jurisdiction, it could be argued that the Constitution defined the classes of cases over which it had jurisdiction, but Congress having passed the act defining the original and appellate jurisdiction of that court and not including therein, "controversies between two or more states," there is strong ground to maintain that it was found impractical to give this power to the Supreme Court when it came to working out the details.

At the annual meeting of the Marlinton Volunteer Fire Department last Monday night, J. A. Sydenstricker was recommended to the Town Council for chief. Calvin W. Price was elected president, Lloyd Osborne vice-president and E. C. Ambrose, secretary and treasurer. The next meeting will be the third Monday night of February at the Times office.

A big tide in the Greenbrier river Monday.

'E'en such is time! which takes in trust
Our youth, our joys, and all we have;
And pays us naught but age and dust,
Which, in the dark and silent grave,
When we have wandered all our ways,
Shuts up the story of our days.
And from which grave, and earth,
and dust,
The Lord will raise me up, I trust.
—Raleigh.

DIED

Miss Mary Ruckman died at the home of her parents, Mr. and Mrs. J. B. Ruckman, at Marvin, January 23, 1917, aged about 30 years, after a long illness of tuberculosis.

Mrs. Jennie Smith, wife of A. J. Smith, died at her home at Edray, at eight o'clock Wednesday night, January 24, 1917, after a long illness, aged 73 years. Burial near Edray church Thursday afternoon.

A man named Whitecotton died here Tuesday, January 23, 1917, of pneumonia, aged about 55 years. He was a resident of Pendleton county, and was working at Thorny creek when taken ill.

Miss Sudie Stephenson of Monterey, died in Washington, January 23, 1917. She was a sister of John W. Stephenson of the Warm Springs, and the late L. H. Stephenson, of Monterey.

Harvey Snyder, aged about 70 years, died suddenly of heart trouble at the home of his son-in-law, Divers Sharp, near Woodrow, January 17, 1917. He was a native of Highland county, but had lived in Pocahontas many years. He is survived by a number of children.

GEORGE DEWEY

Admiral of the United States Navy

By Anna L. Price.

Man of the sea and hero of Manila Bay,
Son of America, honored far and wide;
The flags at half-mast tell the mournful tale—
That Dewey sleeps! the arms that neither asked
Nor sought for rest are folded now in long repose.
Death gained its mark and laid the great man low!
His mortal part has gone to mother dust,
His deathless soul to God who gave

How long the funeral train!
A nation follows silently,
And with uncovered head,
Breathes farewell sadly to the dead
And lays him in a quiet bed,
Beside the rolling river,
Which with the ocean moans on and on,
Forever more his requiem.

METHODIST CHURCH SERVICE

Sunday School 9:45. The attendance on last Sunday was good considering the weather. Let it be larger this Sunday. The pastor will preach at 11 o'clock on the Use of the Sabbath. Members of the church, specially are urged to come out. At 7 o'clock will be an interesting League service in which 16 young people will take part. At 7:30 Rev. R. L. Fultz of Lewisburg will preach. Fourth quarterly conference will be held at close the evening service. Special music at both services. Strangers are always welcome.

George Miller and Mrs. Rettle Underwood were united in marriage at Burnside on Saturday January 20, 1917, Rev. J. M. Walker, pastor of the Presbyterian church at Marlinton.

A young man by the name of Whitecotton was taken suddenly ill with pneumonia last Friday and is now in the Marlinton Hospital. His home is in Pendleton county.

FRONTIER FORTS

POCAHONTAS COUNTY RICH IN HISTORICAL LOCALITIES

The old forts used in Indian time as shown by records and tradition in territory now comprising Pocahontas were as follows:

Fort Burnside.—On Greenbrier river. Location not definitely known. Supposed to be near the station Burnside on the Greenbrier division of the C. & O. railway.

Fort Cloverlick.—On Clover Creek about one and a half miles from its mouth, near the north fork of the creek, and about 300 yards from the residence of the late G. P. Dorr.

Fort Drennon.—West of the public road, about 500 yards, in an old orchard, at the foot Elk Mt., half a mile northwest of Edray.

Fort Buckley.—At Mill Point on the site of the home of Isaac McNeel, on the northern bank of Stamping creek about one and a half miles from Greenbrier river. Sometimes called Fort Day or Fort Price.

Fort Warwick.—Located on Deer Creek about three miles from its mouth and about four miles from Cass. This fort was near the home of Peter H. Warwick.

There was also an old fort near Green Bank on land formerly owned by James Woodell and now owned by Henry Woodell. The name of this fort is not known. The old building was still standing a few years ago and may still be there.

There was also an old fort on Greenbrier river near the mouth of Stony creek on the Levi Gay farm, now owned by Pat Gay. It was at this place Baker was killed by the Indians. Richard Hill, the ancestor of all the Hills in the Levels, and Baker in the early morning went to the river to wash for breakfast, when the Indians fired on them killing Baker but Hill escaped to the fort. The alarm was given that Indians were in the country and about twenty men came from the Levels but no trace could be found and on their return to the Levels, the Bridger boys left the main party and took a near cut and were killed in the low place on the mountain now owned by W. H. Aldridge where they were waylaid and killed by Indians.

Previous to the time of the forts named above, General Andrew Lewis, acting on instructions from the Governor of Virginia, in the year 1755, established a fort known as Fort Greenbrier on the land that he had prior to that time surveyed at the mouth of Knapps Creek on the Greenbrier River. The river had been named in 1751, and this is demonstrated by the order to establish the fort at Greenbrier. This fort stood about where the court house stands now. Gen. Lewis was at this place when he marched his company to join Braddock. He was in the disastrous battle near Pittsburgh where Braddock was slain and left 800 men dead on the field. These bodies were not buried, until their bones were collected years after. It is probably the most savage occurrence in the history of the English race.

The work has begun to preserve the traditions of our ancestors. Every native born should see to it that the memory of our forefathers is not to perish from the earth. In the early history of Virginia, these men stood like a living wall between the savages of the west and the happy colonial homes of Virginia. And the line was never broken in the seventy odd miles of the frontier represented by the bounds of Pocahontas county.

The blood still runs in our veins. We hope and believe that it is the same heroic blood and that it will endure the test when it comes, as it most surely will. In the mean time, the least that we can do is to keep green the memory of the pioneers.

ADVERTISED LETTERS

Marlinton, January 25.—H. B. Roberts, Mrs. Margie Bennett, Mrs. Melva Baker, Wilson Collins, Mrs. Bessie Chisholm.

HOW THIS MOTHER

Got Strength To Do Her Work
Fair Haven, Vt.—"I was so nervous and run down that I could not do my housework for my little family of three. I had doctored for nearly two years without help. One day I read about Vinol, and thanks to it, my health has been restored so I am doing all my housework once more. I am telling all my friends what Vinol has done for me."
—Mrs. JAMES H. EDDY.
Vinol is a combination of famous tonics which we guarantee to build up the weak and run-down.

Marlinton Drug Store
Marlinton, W. Va.

FROM FLORIDA

Left Lakeland January 9th at 7:40 a. m. over A. C. L. via Auburndale Lake, Alford, Hines City, Kissimmee, Orlando and Sanford to Orange Clay Junction, distance about 150 miles. Here we changed to a branch of the Florida East Coast, connecting with the main line at New Smyrna, at which point we had a two hours rest, as we have attained to that happy stage of contentment where we call waiting for two hours resting. Yet we are not getting the railroads in the best of things, as we see it these delays are entirely unavoidable, owing to the heavy traffic. I was told by a railroad official that every train engaged over the A. C. L. on February 20.

Some of the country passed was covered with a dense undergrowth that I imagine that the jungles of Africa cannot surpass, while very much of it is a beautifully partially cleared prairie country with thousands of native cattle straggling hard to keep observation from chasing them to their long homes. The class of cattle here very much resemble those of Texas and New Mexico, and are a close specimen if not identical to the high horned tucchoe-raised down east of Blue Ridge in Virginia.

The only town I desire to mention particularly is Kissimmee, which is an elegant little town with a population of near 5000, and many beautiful hotels partially hid away in the shadows of the beautiful southern palm. And by the way, a little story also in connection, in the way of explanation as to how it received its name. The story was related to us by a very polished gentleman, and one of the old pioneers of the South, in a very modest and rather charming manner. Using language that needed no criticism, but placed me in position to use a sledge hammer could I have secured it. But I shall only assume the responsibility of outlining the historical connection in my own language and not his. Away back in the early years, when climatic conditions in Florida were known to but a few, and the town in question was bidding strong for an increased population. It was then that the "pale faces" from the north, who were arriving there slowly owing to the poor facilities of transportation, were met upon their arrival by the beautiful Indian maiden and after extending to him a hearty hand shake, furthermore placed her rustic southern sun-burned cheek in position to give the pale face a still more impressive southern congratulation—hence—Kiss-im-mee.

We arrived at New Smyrna at 1:20 p. m. and left at 4:20 p. m. allowing us plenty time to take the enumeration and found it to be 2500. It is located on the Dixie Highway which is an elegant automobile touring road. We arrived at St. Lucie at 8:20 p. m. distance 114 miles. On stepping from the train we were met by our friend Leonard B. Phillips, better known here as Capt. Len, as he used to own and command a beautiful launch and house boat in which he traveled over all the waters of the south. He is also known to many who may read this sketch, and to some as the Buckhannon Rambler—as he has been from New York to North Pole, Skagway to Bombay, and St. Lucie down around double Cape Horn. Well, anyway he knows from some private interpretation just how to keep happy and make his friends feel at home.

In showing us around we reached a spot where there several posts protruding from the water, with crossbars, and covered with long stringy substance, very much resembling the old time loom warp, and of course, I naturally thought they were used for fishing fish, but to be sure not to pass by anything without knowing what it was and its purpose, I said Capt., "What are those?" "Well sir, those are nets I use in which to capture old friends." Yet in his bachelor state I believe him to be

STATE NEWS

J. Horner Davis has been named postmaster at Clarksburg.

A resolution expressing the regret of the West Virginia House of Delegates over the death of Admiral Dewey was adopted and a copy ordered sent to the bereaved family.

The date of the special election at which the voters of Pawpaty district of Marion County will decide on the issuance of \$330,000 in good roads bonds has been changed to February 14 by order of the County Court.

The Miller School of Fairmont was closed last week because of the development of a case of infantile paralysis. Nan Johnson, the 7-year-old child of Mr. and Mrs. G. E. Johnson, is suffering from the malady.

William H. Sadler, aged 33, for many years a well-known steamboat operator on the Ohio and Mississippi Rivers, died at his home in Wheeling. He was a former stage coach driver on the National Pike between Wheeling and Cumberland, Md.

A double tragedy was enacted at Kermitt, a mining town near Williamson, when William Auxler, 23 years old, shot and killed a former sweetheart, Mrs. Wallace Murphy, and then blew out his brains. Auxler was from Pike County, Kentucky.

Three new cases of infantile paralysis were reported to the health authorities at Grafton, bringing the total number of cases discovered there and in Elkins and Fairmont up to 52. Nine lives have been claimed by the disease.

Captain Matthew A. Batson, U. S. A., in charge of the West Virginia recruiting district, with headquarters in Huntington, died in a hospital in that city of pneumonia. He distinguished himself in the Spanish-American War.

While standing in front of an open fireplace, Mrs. Doc Underwood, wife of the superintendent of the Magnolia Coal Company, at Williamson, was fatally burned by the flames that ignited her dress. Her small son was badly burned while trying to extinguish the blaze.

One of the biggest verdicts in personal injury damage suits in the history of the State was returned at Williamson in favor of Chester A. Dunphy, against the N. & W. Railway. Dunphy was an instructor while the company was installing electric motors, and lost a leg and an arm. He was given \$30,000.

Among the bills introduced into the Legislature was one by Delegate Otto, of Wheeling, providing for a State Athletic Commission and legalizing boxing exhibitions in the State. The Speaker referred the measure to the Committee on Fine Arts and Sciences, remarking that it was a scientific game.

At the session of Federal Court in Parkersburg, Tony Scarpatta was sentenced to one year and one month at Atlanta, Ga., on second charge of bootlegging. A plea of guilty was brought in on George Lucas and George Francis, of Wheeling. Lucas was sentenced to one year and one month in the federal penitentiary.

Plans are being considered for the organization of flood bureaus in each city and town of importance along the Ohio River, between Pittsburgh and Huntington, W. Va. The object of the bureaus, of which there will be twenty, will be to furnish business and commercial interests in the Ohio valley with river stages and develop

(Continue to the fourth page)

happy as Moses in the basket or Solomon in his glory. And why not? For should he want to go by rail the trains fly past ten or twelve times daily. If by boat, he can go east, north, south and also west by cutting around the corner a little, or if possibly by air—there is plenty of it too, and the best in the world for this season. If hungry for vegetables there are onions, lettuce, beans, peas, tomatoes, strawberry, cucumbers, radishes and all varieties of the melon. Fruit—oranges, grape fruit, lemons, limes, tangerines, mandarins, plantain, papaya, bananas, Japanese cherry, Japanese persimmon and pine apple. Fish—The king mackerel, pompano, mizuka, pig fish, spott, saion choice, mutton fish, sea perch, mangrove, snapper, mullet, sea bass, sea trout, sheephead and moon, and if he still has a hankering for sea food, he can just step down one step from his bungalow and take up in ten minutes enough oysters for a church festival.

J. D. WILMOTH.



SanTox
VELVET LOTION

No woman who takes pride in keeping her complexion clear, the skin fresh, smooth and soft, can afford to be without this delightful toilet accessory. Truly it makes the skin like velvet. This creamy liquid lotion rubs completely and perfectly into the pores of the skin. Not a trace of stickiness or greasiness accompanies its use.

SAN-TOX Velvet Lotion is the ideal application for chapped or rough hands, face and lips, tan, sunburn, frost-bites and the like. Just try it once and experience its delightfully soothing and cooling effect. It comes in handy every day for every member of the family.

Your money back if you don't say it's the most satisfactory skin lotion you have ever used.

Kee & McNeill
Marlinton, DRUGGIST W. Va.

TOP ALLEGHANY

The school at this place is progressing nicely under the management of William Harmon.

Several of our people have had the chicken pox, but are better at this writing.

Max Kramer and Edward Truman were business callers in Thorn wood Friday.

Luther Phillips went to Bartow Tuesday on business.

Mrs. Willard Taylor has been on the sick list for several days.

Glenn Spencer, went to Durbin last week to see the jeweler.

Jake, William and Howard Kramer and Jesse Spencer are cutting logs for the North Fork Lumber Company.

The roads are very icy but still the mail is carried in the auto.

Among the out of town people who attended the High School Lyceum last Tuesday night were: Miss Clara Rightmire, Thornwood; Misses Amy Hall, Addie Cokerley, Margaret Pritchard, Lucy McLaughlin, Marie Kirk, Dakota Kirk, Mary Kincaid, Anna Wallace, Mattie Beard, Dyce Smith, Mabel Fuller, Margaret LaRue, Zuma McElwain, Hildreth Beveridge, Mesdames Lee McLaughlin, Edgar McLaughlin, and A. F. Dillard; Messrs. William Cackley, Joel Beard, A. F. Dillard, Floyd Darnell, Edgar McLaughlin, Henry Kelley, Loyd Wilson, Marshall Fuller, Fernard McLaughlin, Glenn Clark, Sherman Moore, Glenn Callison, Grady Kidd, Dewey Barr, Dennis Darnell.

Furs Furs

We handle all kinds of raw furs and hides and will pay top prices at all times.

Our Mr. Brill, who has had many years of experience in the handling of furs, has charge of this department, and he will call upon you for good sized lots. Please inform us if you have anything to offer.

Yours very truly
People's Store & Supply Company

Is not for golden eloquence I pray,
A godlike tongue to move a stony heart—
Methinks it were full well to be apart
In solitary uplands far away,
Betwixt the blossoms of a rosy
Dreaming upon the wonderful
sweet face
Of Nature, in a wild and pathless
place.
—Frederick Tennyson.

The Mammoth Cave of Pocahontas county turned out to be a mammoth fake.

WOOD'S Seed Catalog

for 1917, tells about the best Farm and Garden Seeds

and gives special information as to the best crops to grow, both for profit and home use.

The large increase in our business which we have again experienced during the past year is the best of evidence as to the high quality of

WOOD'S SEEDS.

Write for catalog and prices of Grass and Clover Seeds, Seed Potatoes, Seed Oats or any Farm Seeds required.

Catalog mailed free on request.

T. W. WOOD & SONS,
SEEDSMEN, - Richmond, Va.

Marlinton General Hospital

Marlinton, W. Va.

DR. HARRY C. SOLTER
Practice limited to Surgery, Diseases of Women and X Ray Treatments.

DR. WILLIAM C. McCORD
Special attention to Treatment of Rheumatism and all Chronic Diseases.

THRIFT DAY

SECOND ANNUAL OBSERVANCE

Saturday, February Third

Again the thought of the nation turns to Thrift. Throughout the country attention is being given to making prosperity permanent. Everywhere conservation is uppermost in the thoughts of progressive people.

Our Officers extend a cordial invitation to observe the day by opening a Bank Account or increasing the one you have.

Register additional Thrift through this institution.

THE FIRST NATIONAL BANK
MARLINTON, WEST VIRGINIA



HUNTER & ECHOLS INSURANCE AGENCY INC.
F. M. SYDNOR, MANAGER
Marlinton, West Virginia.

Please Don't
do it. Don't leave your home or property uninsured for a single night for that may be the very time that the fire fiend is around trying to find its shining mark in the home that is uninsured. You can retire at night and rest easy if you have a policy that will indemnify you for all losses.